

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: November 10, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2584 (Mr. Jo Bonner of Alabama).

**Proponent name, location:** Ciba Specialty Chemicals, Tarrytown, NY.

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2008.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

2,2'-(2,5-Thiophenediyl)bis(5-(1,1-dimethylethyl)benzoxazole) (CAS No. 7128-64-5) (provided for in subheading 3204.20.80).

**Check one:**  Same as that in bill as introduced.  
 Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**

The subject product is a fluorescent whitening agent used in plastics, paints, and inks. The subject product is imported from India.

**Estimated effect on customs revenue:**

HTS subheading: <u>3204.20.80</u>					
	2005	2006	2007	2008	2009
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports <sup>3</sup>	\$2,000,000	\$2,000,000	\$2,000,000	\$2,000,000	\$2,000,000
Customs revenue loss	\$130,000	\$130,000	\$130,000	\$130,000	\$130,000

Source of estimated dutiable import data: Industry estimates.

<sup>1</sup> Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm)

<sup>3</sup> The subject product is eligible for duty-free treatment under the Generalized System of Preferences.

**Contacts with domestic firms/organizations (including the proponent):**

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Ciba Specialty Chemicals (Proponent) John Deming, 202-857-5200	09/15/2005	No	No	No
BASF Corp. Tom Coleman, 202-289-3900	09/15/2005	No	No	No
Bayer Corp. Karen Niedermeyer, 412-777-2058	09/15/2005	No	No	No
Biddle Sawyer Corp. William Thonack, Fax: 212-239-1089	09/15/2005	No	No	No
Chemical Mfg. Jim O'Connor, Fax: 703-741-6922	09/15/2005	No	No	No
Clariant Corporation Andrew Zamoyski, 401-823-2230	09/15/2005	No	No	No
DuPont Elaine Olsen, 302-992-2263	09/15/2005	No	No	No
Eastman Chemical Greg Riddle, Fax: 703-524-7707	09/15/2005	No	No	No
Lonza, Inc. Ray Esposito, 201-316-9200	09/15/2005	No	No	No
Uniroyal Chemical Maureen Fama, Fax: 203-573-2489	09/15/2005	No	No	No

**Technical comments:<sup>4</sup>**

The article description should be modified as follows:

2,2'-(2,5-Thiophenediyl)bis(5-(1,1-dimethylethyl)benzoxazole) (CAS No. 7128-64-5) (provided for in subheading 3204.20.80).

<sup>4</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS  
1ST SESSION

# H. R. 2584

To suspend temporarily the duty on Benzoxazole, 2,2'-(2,5-thiophenediyl)bis(5-(1,1-dimethylethyl)-.

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IN THE HOUSE OF REPRESENTATIVES

MAY 24, 2005

Mr. BONNER introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To suspend temporarily the duty on Benzoxazole, 2,2'-(2,5-thiophenediyl)bis(5-(1,1-dimethylethyl)-.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. BENZOXAZOLE, 2,2'-(2,5-THIOPHENEDIYL)BIS(5-**  
4 **(1,1-DIMETHYLETHYL)-.**

5 (a) IN GENERAL.—Subchapter II of chapter 99 of  
6 the Harmonized Tariff Schedule of the United States is  
7 amended by inserting in numerical sequence the following:

“	9902.34.23	Benzoxazole, 2,2'-(2,5-thiophenediyl)bis(5-(1,1-dimethylethyl)- (CAS No. 7128-64-5) (provided for in subheading 3204.20.80) .....	Free	No Change	No Change	On or Before 12/31/2008	”.
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1       (b) EFFECTIVE DATE.—The amendment made by  
2 subsection (a) applies to goods entered, or withdrawn from  
3 warehouse for consumption, on or after the 15th day after  
4 the date of the enactment of this Act.

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